

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Allegation of Corruption against Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District - Trapped by Anti-Corruption Bureau on 08.06.2009 - Sanction for Prosecution Orders - Issued.

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REVENUE (VIG.IV.2) DEPARTMENT

G.O.Ms.No. 489

Date:26.04.2011.

ORDER:

Whereas Sri Kampagatla Bala Raju, S/o. K.Govindu, resident of Tangutur Village, Bethamcherla Mandal, Kurnool District, aged 34 years, worked as Deputy Surveyor, Kodumur Mandal, Kurnool District during the period from 14.05.2004 to 08.06.2009 and as such by virtue of the post held by him, he falls under category of Public Servant within the meaning of clause (c) of Section (2) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas it is alleged that on 06.06.2009 at 20.00 hours Sri Golla Ranganna, S/o. G.Pullanna, age 23 years, Amadaguntla Village, Kodumur Mandal, Kurnool District came to Deputy Superintendent of Police, Anti-Corruption Bureau, Kurnool and lodged a complaint against Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District. The contents of the complaint are that he is a resident of Amadaguntla Village, Kodumur Mandal, Kurnool District and he is living by doing cultivation. His grand mother Golla Somakka is having about 2½ acres land in Sy.No.112 and his father Pullanna is having about ½ acre in Sy.No.165. As the neighbours of the said fields encroached in to the fields, in order to get the said fields measured and demarcated, he initiated to put a petition in the name of his father and with his thumb impression and remitted Rs.250/- in Sub-Treasury, Gudur towards fee for conducting survey of the lands and submitted the petition along with Challan to the Mandal Revenue Officer, Kodumur on 24.07.2009. On the petition, the Mandal Revenue Officer put his initials and endorsed to Sri Bala Raju, Mandal Surveyor. As Sri K.Bala Raju, Surveyor, Kodumur not turned up to conduct survey of the fields even after lapse of 4 months, on that in the last week of December, Sri Golla Ranganna met Sri K.Bala Raju, Surveyor and enquired about survey of their fields. Sri K.Bala Raju, informed Sri Golla Ranganna to meet him after two months. Again Sri Golla Ranganna met Sri K.Bala Raju, in the first week of March 2009 and enquired about the said survey of lands. On that, Sri K.Bala Raju,

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Surveyor informed Sri Golla Ranganna to meet him after Elections. Accordingly, on 25.05.2009, Sri Golla Ranganna met Sri K.Bala Raju, Surveyor and enquired about survey of lands, the Surveyor again informed Sri Golla Ranganna to come after 10 days, but out of frustration, on the same day Sri Golla Ranganna submitted a complaint in the "Praja Darbar" of the Collectorate, Kurnool. On that, the officials of Praja Darbar endorsed in English on his complaint, and instructed Sri Golla Ranganna to meet Sri K.Bala Raju, Surveyor and his work would be done by Sri K.Bala Raju, Surveyor. On the same day evening at about 4.00 p.m., Sri Golla Ranganna met Sri K.Bala Raju, Surveyor at his office and shown the complaint given at the said "Praja Darbar". On that Sri K.Bala Raju demanded a bribe of Rs.2,000/- to conduct the survey of lands of complainant's father. For that Sri G.Ranganna refused to pay the said bribe amount to Sri K.Bala Raju, Surveyor and returned. Again on 06.06.2009 at about 1600 hours, Sri G.Ranganna met Sri K.Bala Raju, Surveyor and requested him to conduct the survey of his lands. On that Sri K.Bala Raju, Surveyor again demanded the bribe amount of Rs.2,000/- and informed Sri Golla Ranganna that unless and until he pay the said bribe amount of Rs.2,000/-, Sri K.Bala Raju, Surveyor was not going to conduct survey of the lands of the complainant's grand mother and father. Hence, unwilling, Sri Golla Ranganna agreed to pay Rs.2,000/- as bribe to Sri K.Bala Raju against his will. Further Sri K.Bala Raju asked Sri Golla Ranganna to come on 08.06.2009 at about 0900 hours along with bribe amount of Rs.2,000/- and pay the same to him in the fields of complainant at his village. Reluctant to pay the bribe amount, Sri Golla Ranganna, came to the office of Deputy Superintendent of Police, Anti-Corruption Bureau, Kurnool on 06.06.2009 at 2000 hours and gave a Written complaint to the Deputy Superintendent of Police against Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District.

3. And whereas it is alleged that Sri G.Ranganna, who was unwilling to pay the bribe amount to Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District, lodged a written complaint with Deputy Superintendent of Police, Anti-Corruption Bureau, Kurnool on 06.06.2009 at 2000 hours who, after due verification and after completing all legal formalities, registered a case in Cr.No.8/RCT-KUR/09, under section 7 of Prevention of Corruption Act, 1988 at 0600 hours on 08.06.2009 and took up investigation.

4. And whereas it is further alleged that during the course of trap on 08.06.2009 at about 1330 hours, after the completion of the survey of the field of Sri Golla Ranganna, Accused Officer Sri K. Bala Raju, Deputy Surveyor, renewed his earlier demand and asked him to pay the bribe amount of Rs.2,000/-. Accordingly, Sri G.Ranganna paid the tainted amount to Sri K.Bala Raju and Sri K.Bala Raju received the amount with

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his right hand and counted with both hands and kept it in his left side pocket of his shirt. When both the hand fingers of Sri K.Bala Raju were subjected to phenolphthalein test, they yielded positive results. Sri K.Bala Raju voluntarily produced a wad of currency notes of Rs.2,000/- from his left side pocket of shirt. The inner linings of the left side shirt pocket of Sri K.Bala Raju also answered positive when subjected to test. The currency note numbers and denominations mentioned in the pre trap proceedings tallied. All the relevant material objects were seized under cover of Post trap proceedings along with tainted currency notes of Rs.2,000/-.

5. And whereas the said acts of Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District, constitute the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

6. And whereas the Government of Andhra Pradesh being the competent authority to remove the said Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District from service, after fully and carefully examining the materials viz., copy of F.I.R., copies of pre trap and post trap proceeding's copies of statements of witnesses, copies of documents and other material placed before them, in regard to the said allegation and circumstances of the case, consider the said Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District should be prosecuted in a court of law for the said offences.

7. Now, therefore in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri K.Bala Raju, Deputy Surveyor, Kodumur Mandal, Kurnool District, for the above said offence punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act 1988 (Central Act 49 of 1988) and for any other cognate offence under any other provisions of law for the time being in force in respect of the afore said acts for taking cognizance of the offence by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(ANIL CHANDRA PUNETHA)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti-Corruption Bureau, Hyderabad.